

REMARKS

For clarity, page 2 of the Official Action is reproduced below with response to each point interlineated.

Application/Control Number: 09/841,546

Art Unit: 3737

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Claim Rejections - 35 USC § 112

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

2. Claims 32 - 44 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite or failing to particularly point out and distinctly claim the subject matter which applicant regards as his invention.

With respect to claim 32, this claim is claiming 'vasodilator delivery systems... apparently referring to a manufacturing lot for example. It then becomes unclear whether applicant is claiming each such system to be involving plural vasodilator drugs and plural disease applicably or that, loosely, there is a batch of vasodilator kits, each having a single vasodilator and single disease applicability.

Claim 32 now reads "A vasodilator delivery system" in the singular, as do all the other claims.

Dependent claims 33 - 37 by contrast appear to be directed to a single such system.

The remaining claims are dependent on Claim 32 or Claim 38, each of which now reads "vasodilator" or "medicine" in the singular.

With respect to claim 38, the preamble is directed to a system for diagnosis and treatment of a disease caused at least in part by insufficient cerebral perfusion (which might then embrace clinical entities not involving vasospasm such as occlusive or bleeding cerebrovascular strokes) whereas the claimed structure thereafter is directed to vasospastic diagnosis and treatment.

Dependent claims variously inherit these defects.

The preamble of Claim 32 now recites "vasospasm".

No new matter is introduced. Changes to the claims are to promote clarity and are not required to distinguish from prior art.

Any (small entity) charges required for the prosecution of this application should henceforth be charged to USPTO Deposit Account 20-0336 of Technology Licensing Co. LLC.

Please direct all future correspondence to the address below.

Please advise if anything further is required at this time.

Respectfully submitted,



Richard Coale Willson, Jr.

Attorney for Applicant

USPTO Registration No. 22,080

USPTO Customer No. 26830

Technology Licensing Co LLC

3205 Harvest Moon Dr. Ste 200

Palm Harbor FL 34683-2127

727 781 0089

Fax: 727 785 8435

Email: rwillso@tampabay.rr.com

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